

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:) Group Art Unit: 2625
Young Su LEE)
) Examiner: S. Azarian
Serial Number: 09/657,573)
) Attorney Docket: LEEY3016beu
Filed: September 8, 2000)
) Confirmation No.: 2704

For: Motion Estimator Architecture For Low Bit Rate Image Communication

**REQUEST FOR RECONSIDERATION OF DECISION ON
PETITION FOR REVIVAL UNDER 37 C.F.R. § 1.137(b)**

Honorable Commissioner For Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

The Applicant respectfully requests reconsideration of the decision dated July 31, 2009, dismissing the renewed petition filed on December 16, 2009.

The reason for dismissal was that Bacon and Thomas, a responsible part in this application, has not provided a sufficient explanation as to what efforts were made to reply and why no reply was filed. Therefore, attached is the declaration of Benjamin E. Urcia (also the undersigned), a member of the firm Bacon & Thomas, PLLC, and the person responsible for prosecution of the above-identified application, explaining why a petition to revive was not submitted after receiving instruction to pay the issue fee on March 10, 2004.

The declaration explains that the issue fee was not paid on March 10, 2004 because the instructions were not received until March 15, 2009, despite having sent numerous reminders to the client, Mr. Jongil Lee. In addition, the declaration explains that no petition to revive was submitted because there were no instructions to revive the application, despite having sent letters to Mr. Lee on March 23, 2004 and July 15, 2005, requesting instructions on whether to incur additional fees to revive the application.

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As a result, it is again respectfully submitted that the abandonment of the application for failure to prosecute was an unintentional delay, and that **the entire delay in filing the required reply from the due date until the filing of this petition was unintentional.**

The required reply, in the form of payment of the issue fee and submission of a completed form PTOL-85, has previously been attached. The petition fee of \$770 has also previously been paid.

Respectfully submitted,

BACON & THOMAS, PLLC



By: BENJAMIN E. URCIA
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Date: November 30, 2009

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